

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY**

DOWC PROVIDER SERVICES, LLC,  
ASSURED PROVIDER SERVICES,  
INC., GUARANTEED PROVIDERS  
SERVICES, INC., SECURE PROVIDER  
SERVICES, INC., AND DOWC  
ADMINISTRATION SERVICES, LLC,

Plaintiffs,

v.

U.S. AUTO SALES, INC., U.S. AUTO  
FINANCE, INC., MILESTONE  
PARTNERS, LP, MILESTONE  
PARTNERS FS AIV LP, MILESTONE  
PARTNERS FS AIV 2 LP, MILESTONE  
PARTNERS FS AIV 3A LP,  
MILESTONE PARTNERS FS AIV 3B  
LP, MILESTONE PARTNERS FS AIV  
3C LP, MILESTONE PARTNERS FS  
AIV 3 BUYER LP, WESTLAKE  
SERVICES, LLC. d/b/a WESTLAKE  
FINANCIAL, WESTLAKE PORTFOLIO  
MANAGEMENT, LLC, JOHN DOES 1-  
20 AND ABC CORPS. 1-20,

Defendants.

CIVIL ACTION NO. 2:23-CV-3947  
(CCC-JSA)

**NOTICE OF  
MOTION TO DISMISS**

**MOTION DATE: December 4, 2023**

**TO: Ronald J. Campione**  
**DOWC, LLC**  
**199 Pomeroy Rd.**  
**Parsippany, NJ 07054**  
*Attorney for Plaintiffs*

**PLEASE TAKE NOTICE** that on December 4, 2023 or as soon thereafter as counsel may be heard, Troutman Pepper Hamilton Sanders LLP, Attorneys for Defendants Milestone Partners, LP, Milestone Partners FS AIV LP, Milestone Partners FS AIV 2 LP, Milestone Partners FS AIV 3A LP, Milestone Partners FS AIV 3B LP, Milestone Partners FS AIV 3C LP, Milestone Partners FS AIV 3 Buyer LP (collectively, “Milestone”), will appear before the Honorable Claire C. Cecchi, United States District Court Judge, at the Martin Luther King Building & U.S. Courthouse, 50 Walnut Street, Newark, NJ 07102, and will move for an Order, pursuant to Federal Rules of Civil Procedure 12(b)(6) and 9(b), dismissing the Amended Complaint.

In support of this Motion, Milestone relies upon the attached Memorandum of Law.

**PLEASE TAKE FURTHER NOTICE** that a proposed form of Order is also submitted.

**PLEASE TAKE FURTHER NOTICE** that oral argument is requested if the motion is opposed.

[ *signature page follows* ]

Respectfully submitted,

s/ Jeffrey A. Carr

Jeffrey A. Carr

**TROUTMAN PEPPER HAMILTON  
SANDERS LLP**

301 Carnegie Center

Suite 400

Princeton, NJ 08540

(609) 951-4116

jeff.carr@troutman.com

Dated: November 3, 2023

*Attorney for Defendants Milestone  
Partners, LP, Milestone Partners FS  
AIV LP, Milestone Partners FS AIV 2  
LP, Milestone Partners FS AIV 3A LP,  
Milestone Partners FS AIV 3B LP,  
Milestone Partners FS AIV 3C LP,  
Milestone Partners FS AIV 3 Buyer LP*